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7 VALARIE TURNER, et al.,
8 Plaintiffs,
9 v.
10 WINDSOR OAKRIDGE HEALTHCARE
11 CENTER, LP, et al.,
12 Defendants.

Case No. [22-cv-02466-HSG](#)

**ORDER GRANTING MOTION TO
REMAND**

Re: Dkt. No. 14

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13 Pending before the Court is the motion to remand filed by Plaintiffs Valarie Turner, Syble
14 Thomas, Betty Smith, and Bobbie Frost. *See* Dkt. No. 14. The Court finds this matter appropriate
15 for disposition without oral argument and the matter is deemed submitted. *See* Civil L.R. 7-1(b).

16 In their opposition, Defendants appear to concede that controlling Ninth Circuit authority,
17 *Saldana v. Glenhaven Healthcare LLC*, 27 F.4th 679 (9th Cir. 2022), requires remand. *See* Dkt.
18 No. 11 at 5 (“Defendants are aware that this Court is bound by Ninth Circuit precedent in *Saldana*
19 *v. Glenhaven Healthcare LLC . . .*”). This Court has recently found that remand is warranted
20 under similar circumstances, and adopts the reasoning of that case in its entirety. *See Martinez v.*
21 *Novato Healthcare Ctr.*, LLC, No. 21-CV-09547-HSG, 2022 WL 2981825, at *1 (N.D. Cal. July
22 28, 2022). Despite Defendants’ urging, *see* Dkt. No. 11 at 18–19, the Court finds no basis to stay
23 the case based on the prospect that the parties in *Saldana v. Glenhaven* may file a petition for writ
24 of certiorari with the United States Supreme Court.

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1 The Court accordingly **GRANTS** the motion and **REMANDS** the case to Alameda
2 Superior Court. The Clerk is directed to close the case.

3 **IT IS SO ORDERED.**

4 Dated: 8/9/2022

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6 HAYWOOD S. GILLIAM, JR.
United States District Judge

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United States District Court
Northern District of California